

§ 319.37-11 Arrival notification.

Promptly upon arrival of any restricted article at a port of entry, the importer shall notify the Plant Protection and Quarantine Programs of the arrival by such means as a manifest, Customs entry document, commercial invoice, waybill, a broker's document, or a notice form provided for that purpose.

(Approved by the Office of Management and Budget under control number 0579-0049)

[45 FR 31585, May 13, 1980, as amended at 48 FR 57466, Dec. 30, 1983]

§ 319.37-12 Prohibited articles accompanying restricted articles.

A restricted article for importation into the United States shall not be packed in the same container as an article prohibited importation into the United States by this part or part 321.

§ 319.37-13 Treatment and costs and charges for inspection and treatment; treatments applied outside the United States.

(a) The services of a Plant Protection and Quarantine inspector during regularly assigned hours of duty and at the usual places of duty shall be furnished without cost to the importer.¹¹ No charge will be made to the importer for Government owned or controlled special inspection facilities and equipment used in treatment, but the inspector may require the importer to furnish any special labor, chemicals, packing materials, or other supplies required in handling an importation under the regulations in this subpart. The Plant Protection and Quarantine Programs will not be responsible for any costs or charges, other than those indicated in this section.

(b) Any treatment performed in the United States on a restricted article shall be performed by an inspector or under an inspector's supervision at a government-operated special inspection facility, except that an importer may have such treatment performed at a nongovernmental facility if the treatment is performed at nongovernment expense under the supervision of

an inspector and in accordance with any applicable treatment requirements of this subpart and in accordance with any treatment required by an inspector as an emergency measure in order to prevent the dissemination of any injurious plant disease, injurious insect pest, or other plant pest, new to or not theretofore known to be widely prevalent or distributed within and throughout the United States. However, treatment may be performed at a nongovernmental facility only in cases of unavailability of government facilities and only if, in the judgment of an inspector, such article can be transported to such nongovernmental facility without the risk of introduction into the United States of injurious plant diseases, injurious insect pests, or other plant pests.

(c) Any treatment performed outside the United States must be monitored and certified by an APHIS inspector or an official from the plant protection service of the exporting country. If monitored and certified by an official of the plant protection service of the exporting country, then a phytosanitary certificate must be issued with the following declaration: "The consignment of (*fill in botanical name*) has been treated in accordance with the Plant Protection and Quarantine Treatment Manual." During the entire interval between treatment and export, the consignment must be stored and handled in a manner that prevents any infestation by pests and Federal noxious weeds.

[45 FR 31585, May 13, 1980, as amended at 57 FR 43148, 43151, Sept. 18, 1992; 60 FR 3077, Jan. 13, 1995; 61 FR 51210, Oct. 1, 1996; 68 FR 50047, Aug. 20, 2003; 70 FR 33324, June 7, 2005]

§ 319.37-14 Ports of entry.

(a) Any restricted article required to be imported under a written permit pursuant to § 319.37-3(a) (1) through (6) of this subpart, shall be imported or offered for importation only at a port of entry designated by an asterisk in paragraph (b) of this section; any other restricted article shall be imported or offered for importation at any port of entry listed in paragraph (b) of this section.

(b) Any restricted article from Canada not required to be imported under

¹¹Provisions relating to costs for other services of an inspector are contained in part 354.

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a written permit pursuant to §319.37-3(a) (1) through (6) of this subpart may be imported at any port of entry listed in this paragraph, or at any Customs designated port of entry on the United States-Canada border (Customs designated ports of entry are listed in 19 CFR part 101).

LIST OF PORTS OF ENTRY

Ports with special inspection and treatment facilities (plant inspection stations) are indicated by an asterisk (*).

ALABAMA

Mobile

Federal Building, room 147, 113 St. Joseph Street, P.O. Box 1413, Mobile, AL 36601.

ALASKA

Anchorage

Annex P.O. Box 6191, International Airport, Anchorage, AK 99502.

ARIZONA

**Nogales*

Federal Inspection Station, Nogales, AZ 85621.

Phoenix

Sky Harbor Airport, 3300 Sky Harbor Boulevard, Phoenix, AZ 85034.

San Luis

U.S. Border Station, P.O. Box 37, San Luis, AZ 85349.

Tucson

Tucson International Airport, Tucson, AZ 85706.

CALIFORNIA

Calexico

Federal Inspection Building, room 223, 200 First Street, P.O. Box 686, Calexico, CA 92231.

**Los Angeles*

9650 LaCienega Boulevard, Building D North, Inglewood, CA 90301.

(Airport)

World Way Center Post Office, International Arrivals Area, Satellite 2, P.O. Box 90429, Los Angeles International Airport, Los Angeles, CA 90009.

**San Diego*

U.S. Border Station, P.O. Box 43L, San Ysidro, CA 92073.

**San Francisco*

Plant Inspection Station, San Francisco International Airport, San Francisco, CA 94128.

San Francisco International Airport, P.O. Box 8026, Airport Station, San Francisco, CA 94128.

101 Agriculture Building, Embarcadero at Mission Street, P.O. Box 7673, San Francisco, CA 94120.

**San Pedro*

(See Los Angeles)

Travis AFB

P.O. Box 1448, Travis Air Force Base, Fairfield, CA 94535.

COLORADO

Denver

Suite 102, 7100 West 44th Avenue, Wheat Ridge, CO 80033.

CONNECTICUT

Wallingford

Federal Building, room 205, P.O. Box 631, Wallingford, CT 06492.

DELAWARE

Dover AFB

Building 500 (USDA), Dover Air Force Base, DE 19901.

Wilmington

Federal Building, room 1218A, 844 King Street, Box 03, Wilmington, DE 19801.

DISTRICT OF COLUMBIA

Dulles International Airport

(See Virginia)

FLORIDA

Cape Canaveral

120 George King Boulevard, P.O. Box 158, Cape Canaveral, FL 32920.

Jacksonville

Federal Building, room 521, 400 West Bay Street, P.O. Box 35003, Jacksonville, FL 32202.

Key West

Federal Building, room 226, 301 Simonton Street, P.O. Box 1486, Key West, FL 33040.

**Miami*

Miami Inspection Station, 3500 NW. 62nd Avenue, P.O. Box 59-2136, Miami, FL 33159.

FAA & NWS Building, Box 59-2647 AMF, Miami, FL 33159.

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Amman Building, room 305, 611 Eisenhower Boulevard, P.O. Box 13033, Fort Lauderdale, FL 33316. (NOTE: Restricted articles required to be imported under a written permit pursuant to §319.37-3(a)(1) through (6) of this subpart must be moved by ground transportation and under U.S. Customs bond to the Miami Inspection Station.)

**Orlando*

Orlando Plant Inspection Station, 9317 Tradeport Drive, Orlando, FL 32827.

Pensacola

Federal Building, room 105, 100 North Palafax Street, P.O. Box 12561, Pensacola, FL 32573.

Tampa

700 Twiggs Street, room 504, P.O. Box 266, Tampa, FL 33601.

West Palm Beach

158 Port Road, P.O. Box 10611, Riviera Beach, FL 33404.

(Airport)

Palm Beach International Airport, Port of Entry Building, West Palm Beach, FL 33406.

GEORGIA

**Atlanta*

Hartsfield Atlanta International Airport, Atlanta, GA 30320.

Savannah

U.S. Court House & Federal Building, room B-9, 125-126 Bull Street, P.O. Box 9268, Savannah, GA 31402.

GUAM

**Agana*

Guam International Airport, Tamuning, GU 96931.

HAWAII

Hilo

General Lyman Field, Hilo, HI 96720.

**Honolulu (Airport)*

Honolulu International Airport, International Arrivals Building, Ewa end, Ground Level, P.O. Box 29757, Honolulu, HI 96820.

Wailuku, Maui

Federal Post Office Building, room 211, Wailuku, HI 96793.

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ILLINOIS

Chicago

U.S. Custom House, room 800, 610 South Canal Street, Chicago, IL 60607.

(Airport)

O'Hare International Arrivals Building, P.O. Box 66192, Chicago, IL 60666.

LOUISIANA

Baton Rouge

750 Florida Boulevard, room 321, Federal Building, P.O. Box 2447, Baton Rouge, LA 70821.

**New Orleans*

New Orleans International Airport, P.O. Box 20037, Airport Mailing Facility, New Orleans, LA 70140.

F. Edward Hébert Building, P.O. Box 2220, New Orleans, LA 70176.

MAINE

Bangor (Airport)

International Arrivals Building, Bangor International Airport, Bangor, ME 04401.

Portland

U.S. Courthouse, 156 Federal Street, room 309, Portland, ME 04101.

MARYLAND

Baltimore

Appraisers Stores Building, room 506, 103 South Gay Street, Baltimore, MD 21202.

(Airport)

Foreign Arrivals Building, Baltimore Washington International Airport, Baltimore, MD 21240.

Beltsville

Plant Germplasm Quarantine Center (for USDA shipments only), Building 320, Beltsville, Agricultural Research Center East, Beltsville, MD 20705.

MASSACHUSETTS

Boston

Room 4, U.S. Custom House, Boston, MA 02109.

(Airport)

Logan International Airport, East Boston, MA 02128.

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MICHIGAN

Detroit

International Terminal, room 228, Metropolitan Airport, Detroit, MI 48242.

MINNESOTA

Duluth

Board of Trade Building, room 420, 301 West First Street, Duluth, MN 55802.

St. Paul

Minneapolis-St. Paul International Airport, International Charter Terminal, P.O. Box 1690, St. Paul, MN 55111.

MISSOURI

Kansas City (Airport)

Kansas City International Airport, P.O. Box 20085, Kansas City, MO 64195.

St. Louis International Airport

P.O. Box 858, St. Charles, MO 63301.

NEW JERSEY

**Hoboken*

209 River Street, Hoboken, NJ 07030.

McGuire AFB

Building 1706, Passenger Terminal, Customs Area, P.O. Box 16073, McGuire Air Force Base, NJ 08641.

NEW YORK

Albany

80 Wolf Road, Suite 503, Albany, NY 12205.

Buffalo

Federal Building, room 1113, 111 West Huron Street, Buffalo, NY 14202.

New York

26 Federal Plaza, room 1747, New York, NY 10007.

**Jamaica*

John F. Kennedy International Airport, Plant Inspection Station, Cargo Building 80, Jamaica, NY 11430.

International Arrivals Building, room 2315, John F. Kennedy International Airport.

Rouses Point

St. John's Highway Border Station, room 118, Route 9B, P.O. Box 278, Rouses Point, NY 12979.

NORTH CAROLINA

Morehead City

Room 216, 113 Arendell, P.O. Box 272, Morehead City, NC 28557.

Wilmington

Rural Route 6, Box 53D, Wilmington, NC 28405.

OHIO

Cleveland

Federal Building, room 1749, 1240 East 9th Street, Cleveland, OH 44199.

OREGON

Astoria

Port Docks, P.O. Box 354, Astoria, OR 97103.

Coos Bay

U.S. Postal Services Building, 235 West Anderson Street, P.O. Box 454, Coos Bay, OR 97420.

Portland

Federal Building, room 657, 511 NW. Broadway, Portland, OR 97209.

PENNSYLVANIA

Philadelphia

Custom House, room 1004, 2nd and Chestnut Streets, Philadelphia, PA 19106.

PUERTO RICO

Mayaguez

P.O. Box 3269, Marina Station, Mayaguez, PR 00708.

Ponce

P.O. Box 68, Ponce Playa Station, Ponce, PR 00731.

Hato Rey

Federal Office Building & U.S. Court House, room 206, Hato Rey, PR 00918.

Roosevelt Roads

Roosevelt Roads Naval Station, P.O. Box 3008, Air Operations, FPO Miami, FL 34051.

**San Juan*

Isla Verde International Airport, Foreign Arrivals Wing, San Juan, PR 00904.

RHODE ISLAND

Warwick

48 Quaker Lane, West Warwick, RI 02893.

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SOUTH CAROLINA

Charleston

Room 513 Federal Building, P.O. Box 941,
Charleston, SC 29402.

TENNESSEE

Memphis

Room 801 Mid Memphis Tower, 1407 Union
Avenue, Memphis, TN 38104.

TEXAS

**Brownsville*

Border Services Building, room 224 (Gateway
Bridge), East Elizabeth and International
Boulevard, P.O. Box 306, Brownsville, TX
78520.

Corpus Christi

807 Petroleum Tower, 811 Carancahua Street,
P.O. Box 245, Corpus Christi, TX 78403.

Dallas-Fort Worth (Airport)

Dallas-Fort Worth Airport, P.O. Box 61063,
Dallas-Ft. Worth Airport, TX 75261.

Del Rio

U.S. Border Inspection Station, room 135,
International Bridge, P.O. Box 1227, Del
Rio, TX 78840.

Eagle Pass

U.S. Border Station, 160 Garrison Street,
P.O. Box P, Eagle Pass, TX 78852.

El Paso

Cordova Border Station, room 172-A, 3600
East Paisano, El Paso, TX 79905.

Galveston

Room 402, U.S. Post Office Building, 601
Rosenberg Street, P.O. Box 266, Galveston,
TX 77553.

Hidalgo

U.S. Border Station, Bridge Street, P.O.
Drawer R, Hidalgo, TX 78557.

**Houston*

(Airport) Houston Plant Inspection Station,
3016 McKaughan, Houston, TX 77032.
U.S. Appraisers Stores Building, room 210
7300 Wingate Street, Houston, TX 77011.

Laredo

La Posada Motel, rooms L8-13, 1000 Zaragoza
Street, P.O. Box 277, Laredo, TX 78040.
Juarez-Lincoln International Bridge, 101
Santa Ursula, Laredo, TX 78040.
U.S. International Bridge No. 1, 100 Convent
Avenue, Laredo, TX 78040.

Port Arthur

Federal Building, room 201, Fifth Street &
Austin Avenue, P.O. Box 1227, Port Arthur,
TX 77640.

Presidio

U.S. Border Station, International Bridge,
P.O. Box 1001, Presidio, TX 79845.

Progreso

Custom House Building, Progreso Inter-
national Bridge, Progreso, TX 78579.

Roma

International Bridge, P.O. Box 185, Roma,
TX 78584.

San Antonio

International Satellite, room 15-S, 9700 Air-
port Boulevard, San Antonio, TX 78216.

VIRGIN ISLANDS OF THE UNITED STATES

St. Thomas

Room 227, Federal Building, P.O. Box 8119,
St. Thomas, Virgin Islands of the U.S.
00801.

(Airport)

Harry S. Truman Airport, Main Terminal
Building, St. Thomas, Virgin Islands of the
U.S. 00801.

St. Croix

Drawer 1548, Kingshill, St. Croix, Virgin Is-
lands of the U.S. 00850.

VIRGINIA

Chantilly (Airport)

Dulles International Airport, International
Arrivals Area, P.O. Box 17134, Washington,
DC 20041.

Newport News

P.O. Box 942, Newport News, VA 23607.

Norfolk

Federal Building, room 311, 200 Granby Mall,
Norfolk, VA 23510.

WASHINGTON

Blaine

Custom House, room 216, P.O. Drawer C,
Blaine, WA 98230.

McChord AFB

MAC Terminal, P.O. Box 4116, McChord Air
Force Base, Tacoma, WA 98438.

**Seattle*

Federal Office Building, room 9014, 909 First
Avenue, Seattle, WA 98174.

(Airport)

Seattle-Tacoma International Airport, Seattle, WA 98158.

WISCONSIN

Milwaukee

International Arrivals Terminal, General Mitchell Field, 5300 South Howell Avenue, Milwaukee, WI 53207.

[45 FR 31585, May 13, 1980, as amended at 54 FR 34133, Aug. 18, 1989; 57 FR 47978, Oct. 21, 1992; 59 FR 21622, Apr. 26, 1994; 61 FR 51210, Oct. 1, 1996; 68 FR 50048, Aug. 20, 2003; 68 FR 70423, Dec. 18, 2003; 69 FR 5673, Feb. 5, 2004]

Subpart—Logs, Lumber, and Other Unmanufactured Wood Articles

SOURCE: 60 FR 27674, May 25, 1995, unless otherwise noted.

§ 319.40-1 Definitions.

Administrator. The Administrator of the Animal and Plant Health Inspection Service, United States Department of Agriculture, or any employee of the United States Department of Agriculture delegated to act in his or her stead.

APHIS. The Animal and Plant Health Inspection Service, United States Department of Agriculture.

Bark chips. Bark fragments broken or shredded from log or branch surfaces.

Certificate. A certificate of inspection relating to a regulated article, which is issued by an official authorized by the national government of the country in which the regulated article was produced or grown, which contains a description of the regulated article, which certifies that the regulated article has been inspected, is believed to be free of plant pests, and is believed to be eligible for importation pursuant to the laws and regulations of the United States, and which may contain any specific additional declarations required under this subpart.

Compliance agreement. A written agreement between APHIS and a person engaged in processing, handling, or moving regulated articles, in which the person agrees to comply with requirements contained in the agreement.

Departmental permit. A document issued by the Administrator authorizing the importation of a regulated ar-

ticle for experimental, scientific, or educational purposes.

Fines. Small particles or fragments of wood, slightly larger than sawdust, that result from chipping, sawing, or processing wood.

Free from rot. No more than two percent by weight of the regulated articles in a lot show visual evidence of fructification of fungi or growth of other microorganisms that cause decay and the breakdown of cell walls in the regulated articles.

General permit. A written authorization contained in § 319.40-3 for any person to import the articles named by the general permit, in accordance with the requirements specified by the general permit, without being issued a specific permit.

Humus, compost, and litter. Partially or wholly decayed plant matter.

Import (imported, importation). To bring or move into the territorial limits of the United States.

Importer document. A written declaration signed by the importer of regulated articles, which must accompany the regulated articles at the time of importation, in which the importer accurately declares information about the regulated articles required to be disclosed by § 319.40-2(b).

Inspector. Any individual authorized by the Administrator to enforce this subpart.

Log. The bole of a tree; trimmed timber that has not been sawn further than to form cants.

Loose wood packing material. Excelsior (wood wool), sawdust, and wood shavings, produced as a result of sawing or shaving wood into small, slender, and curved pieces.

Lot. All the regulated articles on a single means of conveyance that are derived from the same species of tree and were subjected to the same treatments prior to importation, and that are consigned to the same person.

Lumber. Logs that have been sawn into boards, planks, or structural members such as beams.

Permit. A specific permit to import a regulated article issued in accordance with § 319.40-4, or a general permit promulgated in § 319.40-3.

Plant pest. Any living stage of any insects, mites, nematodes, slugs, snails,